

## **LISTING OF THE CLAIMS**

**This listing of claims replaces all prior versions and listings of claims in the application:**

**1. (Currently Amended)** An ultrasonic treatment instrument, comprising:  
an ultrasonic transducer operative to generate ~~which generates~~ ultrasonic waves and  
including a drive circuit ~~therefor~~;  
a battery operative to supply energy, including to the drive circuit;  
a housing incorporating the ultrasonic transducer, the battery and the drive circuit;  
a probe comprising ~~having~~ a distal end protruding from the housing, and a part that is  
coupled with the ultrasonic transducer so that the ultrasonic waves are propagated by the probe  
outside the housing;  
a movable member operable by an operator; and  
a sensor circuit operative to detect ~~which detects~~ a movement of the movable member,  
[[and]]  
wherein the drive circuit is structured to drive the ultrasonic transducer responsive to an  
output signal of the sensor circuit.

**2. (Currently Amended)** An ultrasonic treatment instrument according to claim 1,  
wherein the sensor circuit is composed of a switch operative to be ~~which is~~ actuated by the  
movement of the movable member.

**3. (Original)** An ultrasonic treatment instrument according to claim 2, further  
comprising a second switch for supplying energy from the battery to the drive circuit.

**4. (Original)** An ultrasonic treatment instrument according to claim 1, wherein the  
sensor circuit is configured to detect the magnitude of a clamping force generated by the movable  
member, and to transmit an output signal corresponding to the clamping force to the drive circuit.

5. **(Original)** An ultrasonic treatment instrument according to claim 1, wherein the sensor circuit is configured to detect the magnitude of a torque developed by the movable member, and to transmit an output signal corresponding to the torque to the drive circuit.

6. **(Original)** The ultrasonic treatment instrument of claim 5, wherein the sensor circuit comprises a torque sensor embedded within an axis of rotation associated with the movable member.

7. **(Currently Amended)** The ultrasonic treatment instrument of claim 6, wherein in ~~which~~ the torque sensor comprises a strain gage.

8. **(Currently Amended)** The ultrasonic treatment instrument of claim 1, wherein in ~~which~~ the sensor circuit comprises an electrical capacitance force detector.

9. **(Currently Amended)** The ultrasonic treatment instrument of claim 1, wherein in ~~which~~ the sensor circuit comprises a piezoelectric element.

10. **(Currently Amended)** An ultrasonic treatment instrument, comprising:  
an ultrasonic transducer operative to generate ultrasonic waves, and including a drive circuit ~~therefor~~;  
a probe coupled to the ultrasonic transducer and including having a portion ~~which is~~ positioned adjacent a movable part;  
a movable member ~~which is~~ operable to move the movable part; and  
a sensor circuit operative to detect a ~~which detects~~ movement of the movable member and to provide ~~which provides~~ an output to the drive circuit of the ultrasonic transducer.

**11. (New)** The ultrasonic treatment instrument according to claim 1, comprising, at the distal end of the probe, a movable treatment section that is movable interlockingly with an operation of the movable member.

**12. (New)** The ultrasonic treatment instrument according to claim 2, comprising, at the distal end of the probe, a movable treatment section which is movable interlockingly with an operation of the movable member.

**13. (New)** The ultrasonic treatment instrument according to claim 11, wherein the movable treatment section rotates interlockingly with an operation of the movable member.

**14. (New)** The ultrasonic treatment instrument according to claim 1, wherein the probe transmits ultrasonic waves generated by the ultrasonic transducer to the distal end of the probe; and

the probe comprises an ultrasonic treatment section formed at the distal end, and operable to perform treatment with the ultrasonic waves, and a movable treatment section provided at the distal end and movable interlockingly with an operation of the movable member.

**15. (New)** The ultrasonic treatment instrument according to claim 14, wherein the movable treatment section forms an opening/closing side treatment section that is movable to open and close relative to the ultrasonic treatment section, interlockingly with an operation of the movable member.